

**EXAMINER'S AMENDMENT**

1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on December 10, 2009 has been entered.
2. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. Ashley I. Pezzner on February 12, 2010.

3. The application has been amended as follows:

**Claim 20**, line 1, the phrase "for manufacturing a coated film" has been changed to the phrase -- of manufacturing the coated film according to claim 1 --.

**Claim 22**, line 4, the phrase "coating made of" has been changed to the phrase -- coating consists of --.

4. The following is an examiner's statement of reasons for allowance: Claims are allowable over the art of record because the closest prior art, Hubbard et al (EP 0906 373 B1), while teach coextruded biaxially stretched polyolefin film coated with polyvinyl alcohol primer and exposed surface of the primer coat coated with a coating composition comprising lithium-potassium polysilicates binder and a layered inorganic mineral filler such as vermiculite, does not teach or suggest claimed top layer Z made of polyolefins modified using maleic acid anhydride and claimed an oxygen permeability at 23 °C and 50% relative humidity of less than  $1 \text{ cm}^3/\text{m}^2 \cdot \text{day} \cdot \text{bar}$ .

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to D. S. Nakarani whose telephone number is (571) 272-1512. The examiner can normally be reached on Monday-Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Callie E. Shosho can be reached on (571) 272-1123. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for

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published applications may be obtained from either Private PAIR or Public PAIR.

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you have questions on access to the Private PAIR system, contact the Electronic

Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a

USPTO Customer Service Representative or access to the automated information

system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

**/D. S. Nakarani/  
Primary Examiner, Art Unit 1794**

DSN

February 14, 2010.